

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Stone
Hazlewood	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Absent—Excused

Cotten	Lemens
Formby	Shivers
Kelley	Spears

Senate Concurrent Resolution 3

On motion of Senator Moore, and, by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. C. R. No. 3, Authorizing Mae Lusk to sue the Texas Prison Board or the State of Texas, or both.

The resolution was read and was adopted.

Resolution Signed

The President signed in the presence of the Senate, after its caption had been read, the following resolution:

S. C. R. No. 6, Providing for the Governor to send a delegate to the Council of State Governments.

Adjournment

Senator Weinert moved that the Senate adjourn until 10:00 a'clock a. m., Monday, January 25, 1943.

Senator Moore moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

Question first recurring on the motion of Senator Weinert, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—14

Brownlee	Graves
Chadick	Jones
Fain	Lane

Lanning	Stone
Martin	Vick
Metcalf	Weinert
Morris	York

Nays—7

Aikin	Mauritz
Bullock	Moore
Hazlewood	Sulak
Lovelady	

Absent

Beck	Ramsey
Moffett	Winfield

Absent—Excused

Cotten	Lemens
Formby	Shivers
Kelley	Spears

The Senate, accordingly, at 11:50 o'clock a. m., adjourned until 10:00 o'clock a. m., Monday, January 25, 1943.

EIGHTH DAY

(Monday, January 25, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Kelley	Weinert
Lane	Winfield
Lanning	York
Lemens	

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, January 21, was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Hazlewood was granted leave of absence for today and the remainder of this week on account

of important business, on motion of Senator Formby.

Senator Moffett was granted leave of absence for this week on account of important official business, on motion of Senator Aikin.

Senator Kelley was granted leave of absence for today and tomorrow on account of important business, on motion of Senator Jones.

Reports of Standing Committees

Senator Metcalfe submitted the following reports:

Austin, Texas,
January 21, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic to whom was referred

H. C. R. No. 4,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

METCALFE, Chairman.

Austin, Texas,
January 21, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising to whom was referred

S. B. No. 62,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

METCALFE, Chairman.

Senator Stone submitted the following report:

Austin, Texas,
January 25, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred

S. B. No. 20,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Senator Beck submitted the following report:

Austin, Texas,
January 25, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Judicial Districts to whom was referred

S. B. No. 34,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

Senate Bills on First Reading

The following bills were introduced, read severally first time, and referred by the President to the committees indicated:

By Senators Moore and Lanning:

S. B. No. 84, A bill to be entitled "An Act amending S. B. No. 423, Chapter 571, Acts of the Regular Session of the Forty-seventh Legislature by repealing each, every, and all appropriations and all language and words contained in this Section of such bill known as 'Division of Intake and Certification' which is contained in the appropriation for the State Department of Public Welfare; providing that no further expenditures shall be made by virtue of such appropriation and no warrants shall be issued against such appropriation except for labor or services already performed or indebtedness already incurred; providing for a reduction in the total appropriation for the State Department of Public Welfare; providing a saving clause; and declaring an emergency."

To Committee on Finance.

By Senator Mauritz:

S. B. No. 85, A bill to be entitled "An Act amending Article 5510 of the Revised Civil Statutes of 1925, relating to the ten year limitation on actions to recover lands, tenements and hereditaments so as to require the person in peaceable and adverse possession to duly render property for taxation within proper time during the last five years of such adverse possession; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Cotten:

S. B. No. 86, A bill to be entitled "An Act to require notice to all parties before entering judgment nunc pro tunc; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Lovelady:

S. B. No. 87, A bill to be entitled "An Act amending Subsection 29 of Article 199, Title 8, Revised Civil Statutes of Texas, 1925, as amended by H. B. No. 334, Chapter 46, page 70, Acts of the Regular Session of the Fortieth Legislature, as amended by S. B. No. 366, Chapter 331, page 807, Acts of the Regular Session of the Forty-second Legislature, providing for the reorganization of the 29th Judicial District of the State of Texas, and to provide that Somervell County shall be taken from the 18th Judicial District and transferred to the 29th Judicial District of the State of Texas; changing the time and term of holding the 29th Judicial District Court in Hood, Palo Pinto, Erath, and Somervell Counties constituting the 29th Judicial District of Texas; validating and continuing all processes issued or served before the Act takes effect, including recognizances and bonds and making them returnable to the next term of court in said counties and districts as herein fixed; validating the summoning of grand and petit juries under this Act; amending Subsection 52, Article 199, Title 8 of the Revised Civil Statutes of Texas, 1925, providing for the reorganization of the 52nd Judicial District of the State of Texas and to provide that Bosque County shall be taken from the 18th Judicial District and transferred to the 52nd Judicial District of the State of Texas; changing the time and term of holding the 52nd Judicial District Court in Coryell, Hamilton, Comanche, and Bosque Counties constituting the 52nd Judicial District of Texas; validating and continuing all processes issued or served before the Act takes effect, including recognizances and bonds and making them returnable to the next term of court in said counties and districts as herein fixed; to validate the summoning of grand and petit juries under this Act; amending Subsection 18, of Article 199, Title 8, Revised Civil Statutes of Texas, 1925,

providing that Hill County shall be taken from the 66th Judicial District and transferred to the 18th Judicial District of the State of Texas; changing the time and term of holding the 18th Judicial District in Hill and Johnson Counties, constituting the 18th Judicial District of Texas; Subsection 66, Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, as amended by Section 1, H. B. No. 205, Chapter 35, Acts of the First Called Session of the Forty-third Legislature, is hereby expressly repealed and the 66th Judicial District of Texas is abolished; providing that this Act shall go into effect January first, A. D. 1945."

To Committee on Judicial Districts.

By Senators Morris and Jones:

S. B. No. 88, A bill to be entitled "An Act to amend Title 8, Article 199, paragraphs 15 and 59 of the Revised Civil Statutes of the State of Texas of 1925, as amended by Act of the Second Called Session of the Forty-third Legislature, 1934, said Article providing judicial districts of the State, and paragraph 15 thereof defining the 15th Judicial District and determining the date and length of the term of such District Court in Grayson County, and paragraph 59 defining the 59th Judicial District, and determining the date and length of term of such District Court in each of the Counties of Collin and Grayson, comprising such District, and further providing for the empaneling of a Grand Jury by each of such District Courts in Grayson County, providing for concurrent jurisdiction of each of such District Courts in Grayson County, providing for the transfer of cases between each of such District Courts in Grayson County, designating the District Clerk of Grayson County to be the clerk of both of such Courts in Grayson County, and said amendment providing for a change in the terms and time of holding court in each of said Judicial Districts; providing that partial unconstitutionality of this Act shall not affect the remainder thereof; and declaring an emergency."

To Committee on Judicial Districts.

By Senator Morris:

S. B. No. 89, A bill to be entitled "An Act amending Chapter 13, Acts of the Third Called Session of

the Forty-second Legislature, as amended; declaring the policy of the State with reference to building, maintaining, and financing State designated roads; declaring the policy of the State with reference to the construction of roads which are ancillary to but are not State designated highways; defining certain terms used throughout the Act; continuing the Board of County and District Road Indebtedness and prescribing the powers, duties and obligations of said Board; allocating revenue obtained from the occupation tax on the business of selling gasoline; continuing the County and Road District Highway Fund and the Lateral Road Account; designating the money to be placed in said funds and prescribing the manner and purposes for which such funds shall be expended; authorizing the payment out of the County and Road District Highway Fund of certain bonds and warrants issued by counties and defined road districts where the proceeds thereof were used in the construction of roads comprising the State System of Highways; providing for the payment of certain bonds and warrants issued by counties or defined road districts where the proceeds thereof may hereafter be expended in the construction of roads constituting a part of the system of State Highways and prescribing further conditions under which bonds or warrants may become eligible for participation; providing for the division of the surplus, as defined in this Act, remaining in the County and Road District Highway Fund; providing for the allocation of funds credited to the Lateral Road Account to the several counties; prescribing the duties of Commissioners Courts in expending Lateral Road Funds; providing a penalty for falsifying any report or certificate required to be made under this Act with respect to the use of Lateral Road Funds; providing for refunding certain county and road district obligations and bonds; providing for the disposition of sinking funds on county and road district bonds issued to build State Highways; making an appropriation for the biennium beginning September 1, 1943, and ending August 31, 1945, of moneys coming into the County and Road District Highway Fund; providing for the handling of county and road district

sinking funds accumulated for the payment of certain road bonds and warrants; providing for the payment of certain navigation district bonds; making it a felony for any County Judge or County Commissioner to expend money coming into the Lateral Road Account contrary to the provisions of this Act; making a supplemental appropriation to the Board for administration of this Act; providing that this Act shall be cumulative of all other valid laws on the subject and in the event of conflict the provisions of this Act shall prevail; providing that if any Section of this Act is held unconstitutional other portions shall not be affected thereby; and declaring an emergency."

To Committee on Highways and Motor Traffic.

By Senator Lovelady:

S. B. No. 90, A bill to be entitled "An Act amending Article 2911, Revised Civil Statutes providing for the teaching of the effects of alcohol and other narcotics in all grades of the public schools, colleges and universities of Texas that are wholly or in part supported by public funds; and declaring an emergency."

To Committee on Education.

Senate Resolution 15

(Thanking Hon. Max Bickler)

Senator Brownlee offered the following resolution:

Whereas, The undersigned Members of the Senate Committee for the Inauguration of the Governor, Honorable Coke R. Stevenson, and the Lieutenant Governor, Honorable John Lee Smith, acting in conjunction with the Committee of the House, have performed the duties required of it; and

Whereas, The Honorable Max Bickler, Deputy Clerk of the Supreme Court, was appointed Secretary of the committees of both the House and the Senate; and

Whereas, This gratuitous service was rendered by Mr. Bickler, who worked untiringly in assisting said committees, and whose services were invaluable to said committees, on account of his long experience in such matters; and

Whereas, Your Committee is very grateful to Mr. Bickler for said services; now, therefore, be it

Resolved, That the Senate of Texas expresses its thanks and gratitude to Mr. Max Bickler.

BROWNLEE, Chairman,
MARTIN,
CHADICK,
BECK,
JONES,

Inaugural Committee.

On motion of Senator Brownlee, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Resolution 16

(Thanking Hon. Ken McClure)

Senator Brownlee offered the following resolution:

Whereas, The Honorable Ken McClure, of Fort Worth, Texas, commentator and news broadcaster on KGKO and WBAP radio stations of Fort Worth, Texas, rendered invaluable service to the Joint Inaugural Committee in charge of the inauguration of Governor Coke R. Stevenson and Lieutenant Governor John Lee Smith on January 19, 1943, and also rendered service prior thereto; and

Whereas, He made a trip to Austin for this occasion and directed the broadcasting of the ceremonies over Texas Quality Networks, Texas State Networks and Station KRLD of Dallas, and was in great measure personally responsible for the publicity advising the people of Texas of the approaching program, and so directed the broadcast of the ceremonies that a perfect description of the same, as well as the inaugural addresses, was available over the radios of all the citizens of Texas; and

Whereas, Your Committee is very grateful to Mr. McClure for said services; now, therefore, be it

Resolved, That the Senate of Texas expresses its thanks and gratitude to Mr. Ken McClure.

BROWNLEE, Chairman,
MARTIN,
CHADICK,
BECK,
JONES,

Inaugural Committee.

On motion of Senator Brownlee, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Resolution 17

(Thanking Hon. James Crocker and Hon. Claude Maund)

Senator Brownlee offered the following resolution:

Whereas, The Honorable James Crocker, Assistant Manager of Radio Station KRLD, in Dallas, Texas, and the Honorable Claude Maund, Engineer of Radio Station KRLD, in Dallas, Texas, rendered invaluable service to the Joint Inaugural Committee in charge of the inauguration of Governor Coke R. Stevenson and Lieutenant Governor John Lee Smith on January 19, 1943, by broadcasting the program direct from the House of Representatives in Austin, over Station KRLD; and

Whereas, They made a trip to Austin for this occasion at their own expense, and worked with the Committee before the broadcast, and were in great measure responsible for the success of the broadcast of the program; and

Whereas, Your Committee is very grateful to Mr. Crocker and to Mr. Maund for said services; now, therefore, be it

Resolved, That the Senate of Texas expresses its thanks and gratitude to Messrs. Crocker and Maund.

BROWNLEE, Chairman.
MARTIN,
CHADICK,
BECK,
JONES,

Inaugural Committee.

On motion of Senator Brownlee, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Resolution 18

(Thanking Hon. Bill Laurie and Hon. Hoxie Mundine)

Senator Brownlee offered the following resolution:

Whereas, The Honorable Bill Laurie, Announcer for Texas Quality Network, in Austin, Texas, and the Honorable Hoxie Mundine, Engineer of Texas Quality Network, in Aus-

tin, Texas, rendered invaluable service to the Joint Inaugural Committee in charge of the inauguration of Governor Coke R. Stevenson and Lieutenant Governor John Lee Smith on January 19, 1943, by broadcasting the program direct from the House of Representatives in Austin, over the Texas Quality Network; and

Whereas, They worked with the Committee before the broadcast, and were in great measure responsible for the success of the broadcast of the program; and

Whereas, Your Committee is very grateful to Mr. Laurie and to Mr. Mundine for said services; now, therefore, be it

Resolved, That the Senate of Texas expresses its thanks and gratitude to Messrs. Laurie and Mundine.

BROWNLEE, Chairman,
MARTIN,
CHADICK,
BECK,
JONES,

Inaugural Committee.

On motion of Senator Brownlee, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Resolution 19

(Thanking Hon. Pat Adelman and Hon. James Lewis)

Senator Brownlee offered the following resolution:

Whereas, The Honorable Pat Adelman, Announcer for Texas State Network, in Austin, Texas, and the Honorable James Lewis, Engineer of Texas State Network, in Austin, Texas, rendered invaluable service to the Joint Inaugural Committee in charge of the inauguration of Governor Coke R. Stevenson and Lieutenant Governor John Lee Smith on January 19, 1943, by broadcasting the program direct from the House of Representatives in Austin, over the Texas State Network; and

Whereas, They worked with the Committee before the broadcast, and were in great measure responsible for the success of the broadcast of the program; and

Whereas, Your Committee is very grateful to Mr. Adelman and to Mr. Lewis for said services; now, therefore, be it

Resolved, That the Senate of Texas expresses its thanks and gratitude to Messrs. Adelman and Lewis.

BROWNLEE, Chairman,
MARTIN,
CHADICK,
BECK,
JONES,

Inaugural Committee.

On motion of Senator Brownlee, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 7

Senator Brownlee offered the following resolution:

S. C. R. No. 7, Authorizing J. W. McDugald and others to sue the State.

Resolved by the Senate of the State of Texas, the House of Representatives concurring:

1. That permission is here granted to J. W. McDugald, in behalf of himself and his three sons, James W. McDugald, Jr., Charles C. McDugald, and Wm. H. McDugald, to sue the University of the State of Texas, and the State of Texas, for title to the above described tract of land in any court of competent jurisdiction in Travis County, Texas.

2. That service may be had upon Homer P. Rainey, President of said University of Texas, and upon the Attorney General of Texas in behalf of said State of Texas.

3. That the laws of civil procedure governing the trial of civil cases in this State shall apply to the trial of the matters herein, and in event any other persons may appear to have an interest in matters of this controversy, they may be impleaded as parties, or become parties upon their own motion; provided, however that the passage of this resolution by the Legislature is not an attempt on the part of the Legislature to state facts, and that it shall be necessary to prove said facts just as in any other trial in court, the facts alleged herein not being legislated to be true by virtue of this resolution.

The resolution was read and was referred to the Committee on State Affairs.

Supplementary Appointments to Standing Committees

The President announced the appointment of the following additional Members of Standing Committees.

To the Committee on Finance:
Senator Formby.

To the Committee on Criminal Jurisprudence (in lieu of Senator Moore, resigned):

Senator Lemens.

At Ease

On motion of Senator Moore, and by unanimous consent, the Senate, at 10:20 o'clock a. m., agreed to stand at ease to 10:35 o'clock a. m. today.

The President called the Senate to order at 10:35 o'clock a. m.

Message from the Governor

The following message was received from the Governor and was read to the Senate and referred to the Committee on Nominations of the Governor:

Austin, Texas,
January 21, 1943.

To the Senate of the Forty-eighth Legislature:

I ask the advice, consent and confirmation of the Senate in respect to the following appointment:

To be Executive Secretary of the Board of Trustees, Teacher Retirement Board, term to expire November 1, 1944:

Mrs. B. B. Sapp of Liberty, Liberty County.

(Mrs. Sapp was elected Executive Secretary, Teacher Retirement Board by the Board of Trustees, by authority of Article 2922, R. C. S.)

Respectfully submitted,

COKE R. STEVENSON.

Message from the House

The following message was received from the House:

Hall of the House of Representatives,
Austin, Texas.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

H. C. R. No. 14, Granting permission to each House to adjourn from

Wednesday, January 20, 1943, to Monday, January 25, 1943.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Bill 84 on Second Reading

Senator Moore moved that all rules relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature be suspended to permit the undelayed consideration of S. B. No. 84 in committee and by the Senate.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Senator Lanning, by unanimous consent, submitted at this time the following report:

Austin, Texas,
January 25, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Finance to whom was referred

S. B. No. 84,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANNING, Chairman.

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 84 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 84, A bill to be entitled "An Act amending S. B. No. 423, Chapter 571, Acts of the Regular Session of the Forty-seventh Legislature by repealing each, every, and all appropriations and all language and words contained in this Section of such bill known as 'Division of Intake and Certification' which is contained in the appropriation for the State Department of Public Welfare; providing that no further expenditures shall be made by virtue of such appropriation and no warrants shall be issued against such appropriation except for labor or services already performed or indebtedness already incurred; providing for a reduction in the total appropriation for the State Department of Public Welfare; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 84 on Third Reading

The President then laid S. B. No. 84 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Bullock
Beck	Chadick
Brownlee	Cotten

Fain	Metcalf
Formby	Moore
Graves	Morris
Jones	Ramsey
Lane	Stone
Lanning	Sulak
Lemens	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Senate Bill 34 on Second Reading

Senator Mauritz moved that all rules relative to the consideration of bills and resolutions during the first 60 days of the Regular Session be suspended, to permit the undelayed consideration by the Senate of S. B. No. 34.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 34, A bill to be entitled "An Act to amend Subdivision 24 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, so as to change the time and terms of holding the terms of the District Court in DeWitt, Goliad, Jackson, Refugio, Calhoun, and Victoria Counties, constituting the 24th Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recog-

nizances and bonds, and making them returnable to the next term of court in said counties and district, as herein fixed; to validate the summoning of grand and petit juries under this Act; providing for apportionment of reporter's salary; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 34 on Third Reading

Senator Mauritz moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 34 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Senate Bill 20 on Second Reading

Senator Moore moved that all rules relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature be suspended to permit the undelayed consideration by the Senate of S. B. No. 20.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 20, A bill to be entitled "An Act repealing H. B. No. 153, Acts of the Regular Session of the Forty-seventh Legislature; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 20 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 20 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Bullock
Beck	Chadick
Brownlee	Cotten

Fain	Metcalf
Formby	Moore
Graves	Morris
Jones	Ramsey
Lane	Stone
Lanning	Sulak
Lemens	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President then laid the bill before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Report of Standing Committee

Senator Metcalfe, by unanimous consent, submitted at this time the following report:

Austin, Texas,
January 25, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic to whom was referred

S. B. No. 89,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

METCALFE, Chairman.

Senate Bill 89 on Second Reading

Senator Morris moved that all rules of the Senate relative to the consideration of bills during the first 60 days of the Regular Session be suspended, to permit the immediate consideration by the Senate of S. B. No. 89.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Senator Morris moved that the constitutional rule requiring bills to be read on three several days in each House be suspended and that S. B. No. 89 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 89, A bill to be entitled "An Act amending Chapter 13, Acts of the Third Called Session of the Forty-second Legislature, as amended; declaring the policy of the State with reference to building, maintaining, and financing State designated roads which are ancillary to but are not State designated highways; defining certain terms used throughout the Act; continuing the Board of County and District Road Indebtedness and prescribing the powers, duties and obligations of said Board, etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 89 on Third Reading

The President then laid S. B. No. 89 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Senate Bill 89 Ordered Printed

On motion of Senator Aikin, it was ordered that S. B. No. 89 be printed in bill form.

Reports of Standing Committee

Senator Beck, by unanimous consent, submitted at this time the following reports:

Austin, Texas,
January 25, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Judicial Districts to whom was referred

S. B. No. 88,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

Austin, Texas,
January 25, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Judicial Districts to whom was referred

S. B. No. 68,

Have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BECK, Chairman.

Senate Bill 88 on Second Reading

Senator Morris moved that all rules relative to the consideration of bills during the first 60 days of the Regular Session of the Legislature be suspended and that S. B. No. 88 be taken up for immediate consideration by the Senate.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Senator Morris moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 88 be

placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 88, A bill to be entitled "An Act to amend Title 8, Article 199, paragraphs 15 and 59 of the Revised Civil Statutes of the State of Texas of 1925, as amended by Act of the Second Called Session of the Forty-third Legislature, 1934, said Article providing judicial districts of the State, and paragraph 15 thereof defining the 15th Judicial District and determining the date and length of the term of such District Court in Grayson County, and paragraph 59 defining the 59th Judicial District, and determining the date and length of term of such District Court in each of the Counties of Collin and Grayson comprising such District, and further providing for the empanelling of a Grand Jury by each of such District Courts in Grayson County, providing for concurrent jurisdiction of each of such District Courts in Grayson County, providing for the transfer of cases between each of such District Courts in Grayson County, designating the District Clerk of Grayson County to be the clerk of both such Courts in Grayson County, and said amendment providing for a change in the terms and time of holding court in each of said Judicial Districts; providing that

shall not affect the remainder thereof; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 88 on Third Reading

The President then laid S. B. No. 88 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Senate Bill 68 on Second Reading

Senator Lovelady moved that all rules of the Senate relative to the consideration of bills during the first 60 days of the Regular Session be suspended, to permit the immediate consideration by the Senate of S. B. No. 68.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 68, A bill to be entitled "An Act to amend Subdivision 27 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, so as to change the time and terms of holding the 27th District Court in Bell, Lampasas and Mills Counties, constituting the Twenty-seventh Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of court in said counties and district, as herein fixed; to validate the summoning of grand and petit juries under this Act; providing for appointment of reporter's salary; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 68 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 68 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalfe
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President then laid S. B. No. 68 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalfe
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

House Concurrent Resolution 4

The President laid before the Senate for consideration at this time:

H. C. R. No. 4, Reserving parking spaces on the driveways of the Capitol grounds for the automobiles of Members of the Legislature and newspaper correspondents.

The resolution was read.

Senator Metcalfe offered the following amendment to the resolution:

Amend H. C. R. No. 4 by adding at the end of the resolving clause the following:

"Provided that the reservations provided for herein be effective only during sessions of the Legislature."

METCALFE.

The amendment was adopted.

The resolution as amended was adopted.

Record of Vote

Senator Aikin asked to be recorded as voting "nay" on the resolution.

Report of Standing Committee

Senator Stone, by unanimous consent, submitted at this time the following report:

Austin, Texas,
January 25, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Game and Fish to whom was referred

S. B. No. 31,

Have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STONE, Chairman.

Senate Bill 31 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 31, A bill to be entitled "An Act providing that it shall be unlawful to kill wild turkey in Guadalupe County for a period of three (3) years from and after passage of this Act; repealing all conflicting laws; providing a suitable penalty; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 31 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 31 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Bullock	Metcalf
Chadick	Moore
Cotten	Morris
Fain	Ramsey
Formby	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

The President laid S. B. No. 31 before the Senate on its third reading and final passage.

The bill was passed by the following vote:

Yeas—26

Aikin	Cotten
Beck	Fain
Brownlee	Formby
Bullock	Graves
Chadick	Jones

Lane	Morris
Lanning	Ramsey
Lemens	Stone
Lovelady	Sulak
Martin	Vick
Mauritz	Weinert
Metcalf	Winfield
Moore	York

Absent—Excused

Hazlewood	Shivers
Kelley	Spears
Moffett	

Adjournment

Senator York moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

Senator Cotten moved that the Senate adjourn until 10:30 o'clock a. m. tomorrow.

The motion of Senator Cotten prevailed; and the Senate, accordingly, at 11:30 o'clock a. m., adjourned until 10:30 o'clock a. m. tomorrow.

NINTH DAY

(Tuesday, January 26, 1943)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Bullock	Moore
Chadick	Morris
Cotten	Ramsey
Fain	Stone
Graves	Sulak
Jones	Vick
Lane	Weinert
Lanning	Winfield
Lemens	York
Lovelady	

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Formby was granted leave of absence for today and the remainder of this week on account of important business, on motion of Senator Winfield.